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September 28, 1993

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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William F. Caton, Acting Secretary
Federal Communications Commission
Room 222 -- Mail Stop 1170
1919 M Street N.W.
Washington DC 20554

**Re: Ex Parte Communication in PR Docket No. 93-61,
Automatic Vehicle Monitoring**

DOCKET FILE COPY ORIGINAL

Dear Mr. Caton:

Pursuant to Section 1.1206(a)(2) of the Commission's Rules, I am filing the original and one copy of this letter to report an ex parte communication in the above-referenced proceeding.


Today Dr. Frederic P. Heiman, Executive Vice President, and Raymond A. Martino, Director, RF Engineering, of Symbol Technologies, Inc. ("Symbol") met with Brian F. Fontes of the Chairman's Office. They were accompanied by Peter Tannenwald of this firm and the undersigned.

Messrs. Heiman and Martino reiterated and expanded on the views that Symbol expressed in the Comments and Reply Comments it has filed in this proceeding.

Attached is a copy of documents that Symbol's representatives left with the Commission staff.

If there are any questions about this notice, please call me at the number above.

Respectfully submitted,


Mitchell Lazarus

Enclosure

cc: Brian F. Fontes

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Frederic P. Heiman
Raymond A. Martino

Arent Fox Kintner Plotkin & Kahn • Washington, DC
New York, NY • Vienna, VA • Bethesda, MD • Budapest, Hungary • Jeddah, Kingdom of Saudi Arabia



Presentation To The:

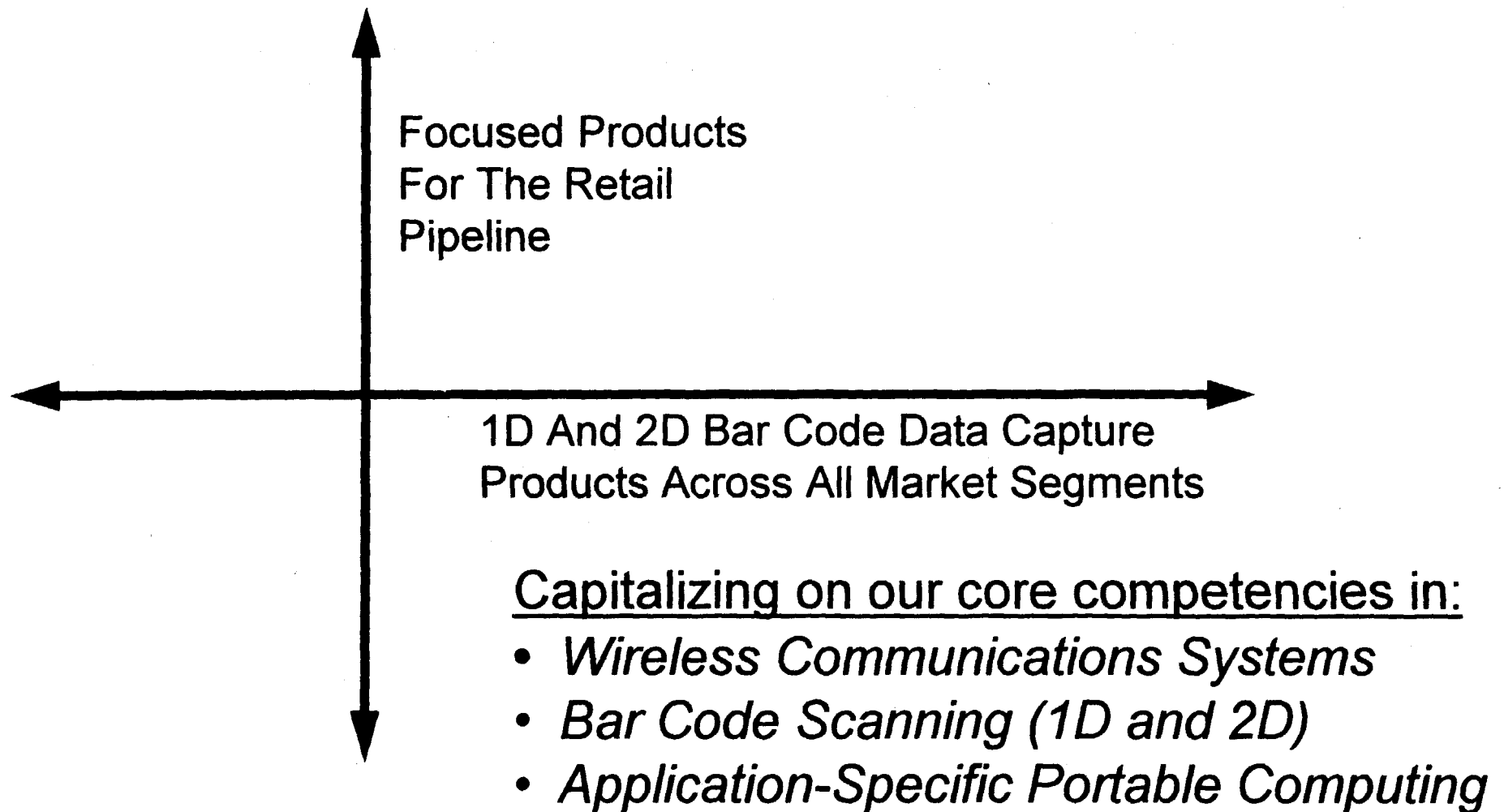
Federal Communications Commission

**Fred P. Heiman
Executive Vice President
Symbol Technologies, Inc.
27 - 28 September 1993**

Agenda

- **Background**
 - **Symbol Technologies, Inc.**
- **Commercial Success Of Part 15 Systems**
 - **Encouraged By The FCC**
 - **Many Suppliers And Well-Known Users**
 - **Efficient Use Of The 902 - 928 MHz Band**
 - **Created Jobs And Increased Productivity**
- **Focus On The Retail Marketplace**
 - **Spectrum One[®]**
 - **The Wireless Store**
- **Options And Recommendation**

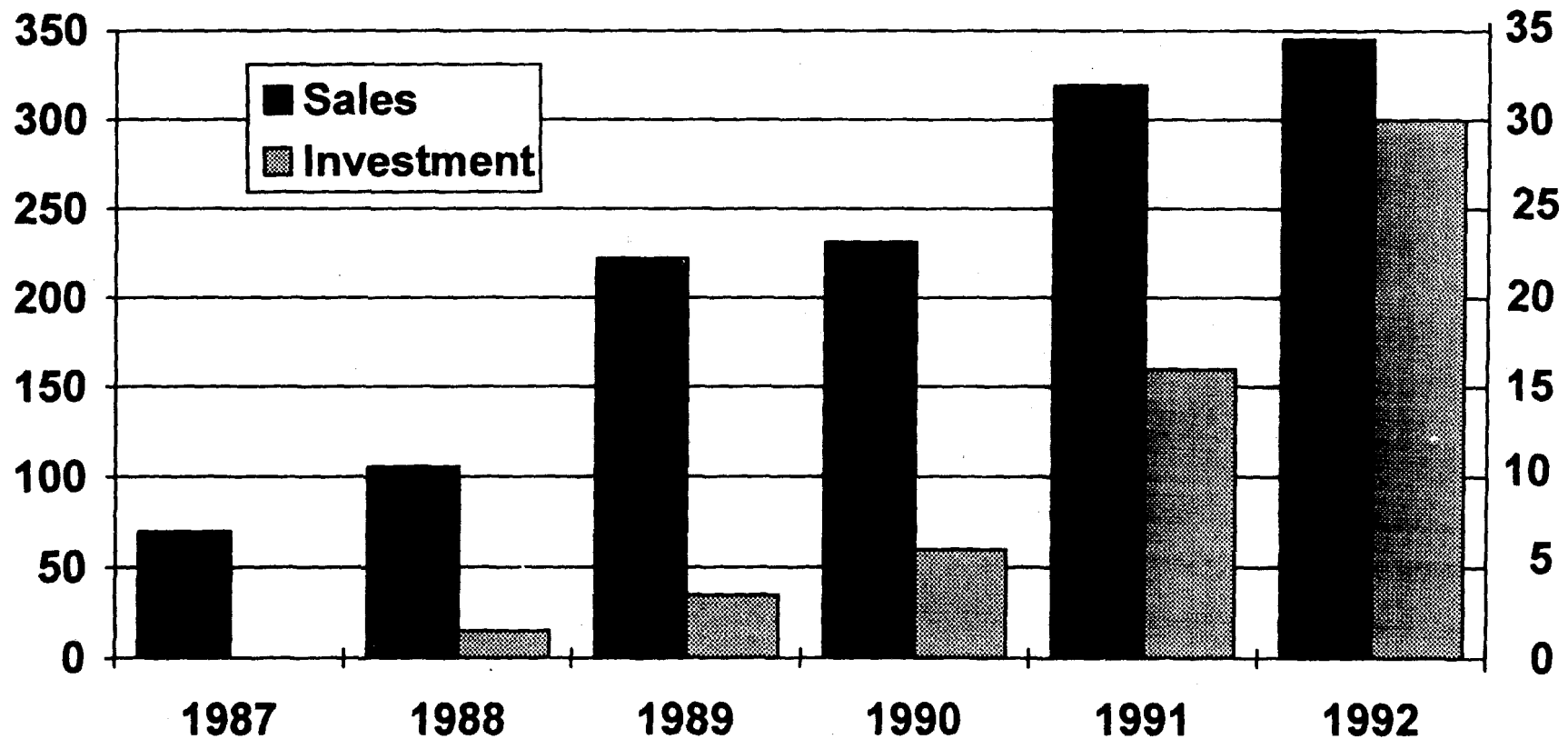
Symbol's Product Focus



Symbol Technologies, Inc.

**Total Sales
(\$ Millions)**

**Spectrum One
Investment
(\$ Millions)**



➔ *Total investment through 1992 exceeds \$80 million.*

Part 15 Systems Are Successful

- The FCC encouraged use of the 902 - 928 MHz band:
“The Experiment Was Successful.”
- Opening up this band to high speed data communications:
 - Created jobs in every major industrial sector:
Retail Transportation Office Military
Industrial Factory Consumer Health Care
 - Created a revolution in the retail industry resulting in improved productivity
 - Could do the same in the health care industry, resulting in lower costs
 - Enabled efficient use of the band with minimum government intervention

Part 15 Systems Are Successful

- **For the most part, the suppliers and users are not “FCC Savvy” businesses.**
- **The 1989 revisions were seen as continuing support of this band by the FCC.**
- **Based on success in the 902 - 928 MHz band:**
 - **The IEEE 802.11 committee has been meeting for two years to set a spread spectrum RF LAN standard for communications in the 2.4 GHz ISM band.**
 - **The ETSI Group In Europe is in the process of approving spread spectrum communications in the 2.400 - 2.500 GHz band.**
 - **Japan¹ has approved spread spectrum communications in the 2.471 - 2.497 GHz band.**

¹ *Financial hardship to pioneering U.S. companies will reward late-coming Japanese companies with easily won market share in the U.S.*

Partial RF LAN Vendor List

Symbol Technologies

Telxon

NCR (Division Of AT&T)

California Microwave

Norand

LXE

Proxim

Xircom

IBM

Intermec

Cylink

Telesystems

Apple Computer

Omni-Point

O'Neil Comm.

Clinicom

Motorola

GEC Plessey

Vendors to the industrial and retail LAN market segment only. Does not include vendors of wireless phones, PBXs, WANs, etc.

Industrial And Retail Markets

Includes only spread spectrum LAN Systems

Symbol

| | |
|-----------------------|--------------------------|
| Market Share | 30% |
| Installed Base | > \$75 million |
| Investment | > \$80 million |

Total Market Segment

| | |
|-----------------------|---------------------------|
| Installed Base | > \$250 million |
| Investment | > \$275 million |
| Growth Rate | > 50% per year |

These numbers do not include wireless phones, wireless PBXs, office LANs, alarm systems, point-to-point communications and other Part 15 products. Others estimate the total market to be about \$2 billion.

Partial Symbol Customer List

| | | | |
|-----------------|---------------------|-----------------|------------------------|
| IBM Corp. | Hewlett Packard | Mervyn's Stores | Johnson & Johnson |
| J.C. Penney | Toys "R" Us | Mitsubishi | Bassett Walker |
| AT&T | Wal*Mart | Monsanto | Beach Products |
| K mart | Frank's Nursery | Nakanishi | Bell Canada |
| General Mills | Kids "R" Us | 3-COM | Builders Square |
| GSA (U.S.) | Kraft General Foods | Acer | Club Price |
| SAS Airlines | The Gap | Adidas | Collins & Aikman |
| Haggar Apparel | Lowe's | Costco | American Tobacco |
| Eddie Bauer | Lumberland | AST Research | Kohls |
| Hudson Bay Co. | Lord & Taylor | UPS | National Semiconductor |
| Zellers | Mazda | Nordstrom | Atlantic Food Service |
| Hughes Aircraft | McKesson Drugs | Venture Stores | Red River Army Base |
| Neutrogena | Smith's Food & Drug | Renault | Elder Beerman |
| So. Cal. Edison | DSL Transportation | Wherehouse | Roche Biochemical |
| Penn. P & L | Synoptics | Ross Stores | Woolworths |
| Phillip Morris | Target Stores | Yamaha | Libbey Owens Ford |
| Price Mart | Puritan Bennett | | |

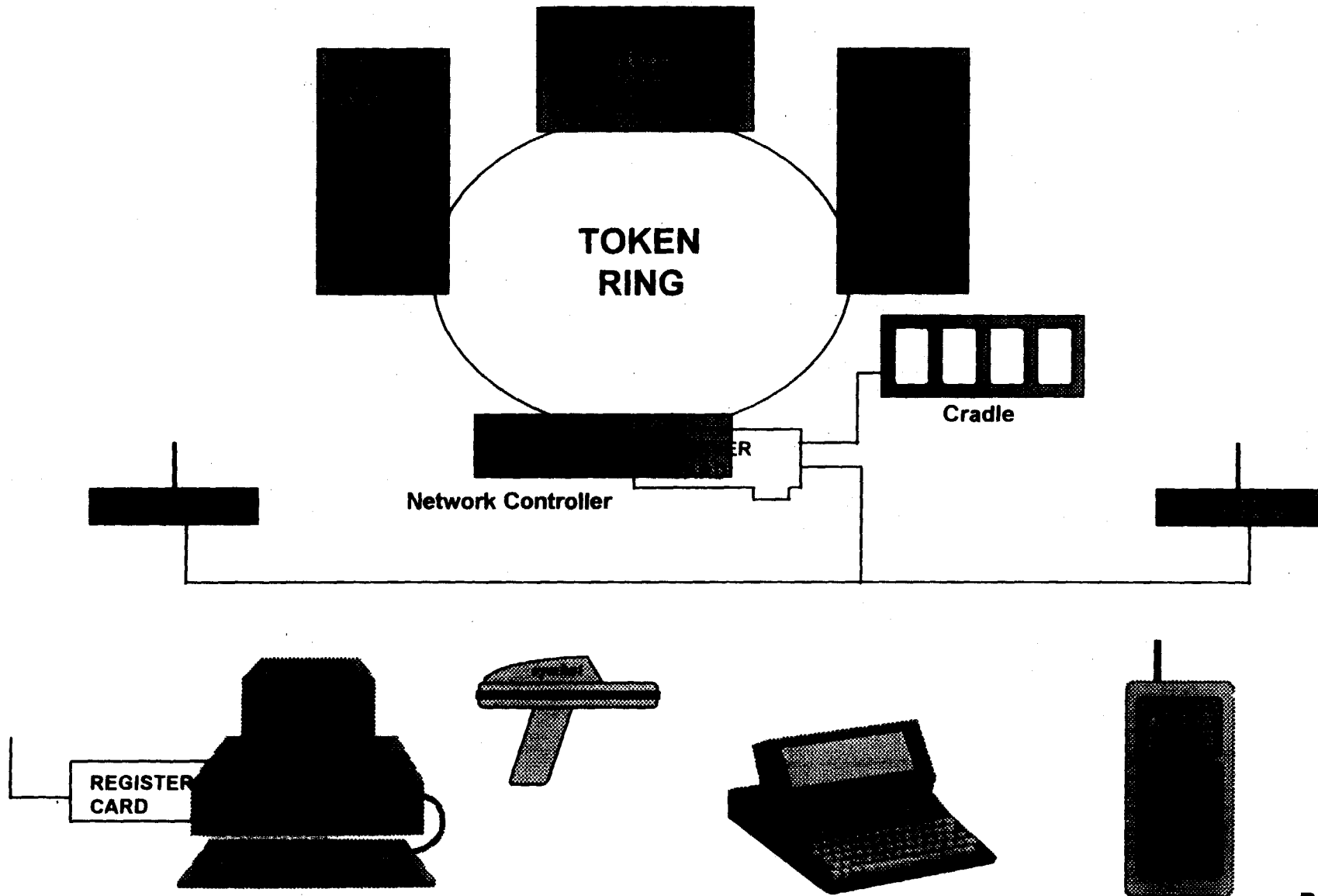
Retailing In The 90s

The Dominant Technologies That Will Drive The Industry Are:

- *Wireless Communications***
- *Distributing Processing***

Wireless Store Configuration

The total system investment is substantial



Summary

- **Wireless LANs and the business applications they support have become an important part of the U.S. economic infrastructure:**
 - **2000 Wal*Mart stores with 29 terminals per store**
 - **2200 Kmart stores with 10 terminals per store**
 - **450 Mervyn's Stores with 20 wireless registers per store**
 - **Test by Telxon and United Airlines at O'Hare Airport**
 - **A hundred other success stories**
- **The Commission should acknowledge and encourage success of the Part 15 industry and:**
 - **Protect shared use of this band by unlicensed users;**
 - **Require LMS services to identify another spectrum.**